

Message Text

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71

ACTION IO-14

INFO OCT-01 ISO-00 AF-10 ARA-16 EA-11 EUR-25 NEA-10 RSC-01

CAB-09 CIAE-00 COME-00 DODE-00 DOTE-00 EB-11 INR-10

NSAE-00 FAA-00 L-03 SS-20 NSC-07 H-03 NSCE-00 INRE-00

SSO-00 USIE-00 DRC-01 /152 W
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FM AMCONSUL MONTREAL

TO SECSTATE WASHDC IMMEDIATE 4551

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FROM USREP ICAO

E. O. 11652: N/A

TAGS: ETRN, CA

SUBJ: ICAO - NEW SECURITY ANNDX 17 (CWP-5744 APENDIX A)

REF: MONTREAL 03911

1. SECURITY ANNEX ADOPTED BY COUNCIL 21/0/8 FOLLOWING MARATHON MEETING FROM 10 A.M. TO 2:30 P.M. EIGHT ABSTENTIONS WERE SENEGAL, NIGERIA, UGANDA, LEBANON, TUNISIA, EGYPT, PAKISTAN, INDONESIA.

2. PER REFTTEL INDIA AND MEXICO CHANGED POSITION FROM DEC "ABSTENTION" TO "FOR".

3. MEETING COMMENCED WITH CONTINUATION OF DISCUSSION ON PAGE 1 CHAP 1 WHICH CONSUMED FIRST 2 1/2 HOURS, WITH AFRICANS FILIBUSTERING, CHANGING AND RECHANGING POSITIONS, AND GENERALLY ENGAGING IN RIDICULOUS DELAYING TACTICS. AT ADJOURNMENT TIME USREP REQUESTED AFTERNOON MEETING WHICH MEMBERS WISH AVOID. USREP THEN REQUESTED CONTINUATION DISCUSSION TO COMPLETION. MEXICO BELIEVING DISCUSSION WOULD REQUIRE ADDITIONAL 2/3 MEETINGS HAD LIMITED OFFICIAL USE

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LEFT COUNCIL CHAMBER FOR LUNCH. SENEGAL KNOWING MEXICO WAS

CRUCIAL VOTE FOR ANNEX THEN AGREED TO CONTINUE DISCUSSION UNTIL COMPLETION. USREP CONCERNED MEXICO ABSENCE BUT STILL SURE OF REQUIRED 20 VOTES. HOWEVER, SOVREP THEN LEFT CHAMBER (FOR PERSONAL CONVENIENCE) WHICH JEOPARDIZED VOTE. IN MAGNIFICANT GESTURE OF ASSISTANCE, LEBANON LEFT FOR FEW MINUTES AND SHORTLY THEREAFTER SOVREP RETURNED AND MEXICO REP'S ALTERNATE APPEARED IN MEXICAN POSITION. FYI. USREP LATER CONFIRMED THAT LEBANON HAD PERSONALLY ENCOURAGED SOV BOARD MEMBER RETURN PROMPTLY AND HAD "ROUSTED OUT" MEXICO ALTERNATE. THIS SOPHISTICATED ASSISTANCE IS TYPICAL OF CONTINUING EFFECTIVE SUPPORT US RECEIVES FROM LEBANON IN ICAO. END FYI.

4. BECAUSE OF UNBELIEVABLE NUMBER OF CHANGES INTRODUCED BY AFRICANS, MANY OF THEM INSIGNIFICANT, CLEAN TEXT OF NEWLY ADOPTED ANNEX WILL BE FORTHCOMING ONLY AFTER FEW DAYS. NOTEABLY, HOWEVER, TEXT INCLUDED CHAPTER I, APPLICABILITY READS "THE PROVISIONS IN THE FOLLOWING CHAPTERS ARE FOR APPLICATION BY EACH CONTRACTING STATE IN PROPORTION TO THE PREVAILING THREAT OF ACTIONS OF UNLAWFUL INTERFERENCE AGAINST INTERNATIONAL CIVIL AVIATION TO WHICH ITS AERODROMES OR ITS SERVICES ARE EXPOSED. (B) CHAPTER II. DEFINITIONS INCLUDES "NOTE. PENDING DEVELOPMENT OF DEFINITION OF TERMS "SECURITY" "ACTION OF UNLAWFUL INTERFERENCE", "SECURITY PROGRAM", "APPROPRIATE AUTHORITIES", WHICH ARE STILL UNDER STUDY, THEIR INTERPRETATION IS LEFT TO DISCRETION OF STATES". (C) PARA 5.2 AERODROME SECURITY SERVICE REMAINS AFE IN APPENDIX A WITH UK STATING FOR RECORD THAT LANGUAGE DOES NOT COVER ALL SITUATIONS. FYI: UK HAS CONTINUALLY OPPOSED USE WORD "SERVICE" AND OBJECTED TO ABSENCE OF SPECIFIED AERODROME RESPONSIBILITY. HOWEVER, ACCOMMODATED US AND OTHERS IN INTEREST OF ASSURING ADOPTION OF ANNEX. (D) OPERATOR'S SECURITY PROGRAM ADDED TO 6.1.1 "AND ENSURE THAT SUCH PROGRAM IS COMPATABLE WITH PRESCRIBED AERODROME SECURITY PROGRAMS". (WHICH REPLACES 6.1.2 DELETED). (E) BASICALLY TEXT IN APPENDIX A REMAINED INTACT, INSPITE OF FANTASTIC "IN AND OUT" SUGGESTION/ PROPOSALS AND FREQUENT RETROGRESSION TO ORIGINAL TEXT OF TWO YEARS AGO.

5. CONSISTENT WITH ICAO PROCEDURAL REQUIREMENTS ANNEX BECOMES EFFECTIVE AUG 22, 1974, AND APPLICABILITY DATE FEB. 27, 1975, AFTER WHICH STATES MUST FILE DIFFERENCES IF THEY ARE NOT IN COM- LIMITED OFFICIAL USE

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PLIANCE. END FYI. STATES MUST BE GIVEN MINIMUM OF 90 DAYS AFTER MATERIAL RECEIVED BY ALL STATES WITHIN WHICH FILE TO DISAPPROVAL OF ANNEX MATERIAL. COUNCIL AND SECRETARIAT FELT THAT 30 DAYS FROM ADOPTION (MARCH 22) WAS NOT ADEQUATE TO ASSURE THAT ALL RPT ALL STATES WOULD HAVE RECEIVED TEXT -- ESPECIALLY IN VIEW TEDIOUS REQUIREMENTS OF FINAL PREPARATION. IF A MAJORITY OF MEMBER STATES FILE DISAPPROVAL ANNEX MATERIAL DOES NOT BECOME APPLI- CABLE. END FYI.

6. FINAL TEXT WILL BE AIRMAILED IMMEDIATELY WHEN AVAILABLE.

7. USREP EXPRESSES APPRECIATION FOR PRESENCE/ASSISTANCE ASST
SEC DAVIS (DOT) THROUGHOUT MEETINGS/NEGOTIATIONS RE ANNEX
MARCH 22-22.
HARPER

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